

JOE WARDY  
MAYOR



**CITY COUNCIL**

SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

DANIEL S. POWER  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
JULY 20, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Police Chaplain Carlos Flores  
Pledge of Allegiance

**REGULAR AGENDA**

1. Discussion and action on ASARCO Air Permit Application, Number 20345, Texas Commission on Environmental Quality (TCEQ) Docket Number: 2004-0049-AIR, and the City of El Paso's position to said application. [State Senator Eliot Shapleigh]
2. Discussion on Washington Trip and Success Stories.  
[Phyllis Rawley, Executive Director for the El Paso Empowerment Zone]
3. Lead. [Lisa Turner]

**MAYOR'S PROCLAMATION**

1. ***Americans with Disabilities Act***

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

4. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]  
Approval of Minutes for Regular City Council Meetings of July 7, and July 13, 2004, and Special City Council Meetings of July 9, (CDBG), and July 12, 2004 (City Manager).
5. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**6. RESOLUTIONS:**

- 6A.** That the Mayor be authorized to sign an Agreement between the City of El Paso and the El Paso Hispanic Chamber of Commerce to co-sponsor the International Trade Conference at the Airport Hilton Hotel on August 5, 2004. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]
- 6B.** That the Mayor be authorized to sign a Contract for Advertising between the CITY OF EL PASO and AMIGO AIRSHO, INC. for the air show at Biggs Army Airfield, Ft. Bliss, Texas, on October 22, 23 and 24, 2004. The amount of the contract shall not exceed \$20,000.00. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]
- 6C.** That the Director of Aviation be authorized to submit a grant application to the Federal Aviation Administration (FAA), and be designated the official representative of the City to act in connection with the application for the Airport Improvement Program (AIP), Project No. 3-48-0077-21-04; and that, upon approval and issuance by the FAA, the Mayor be authorized to accept and sign the anticipated grant agreement, and other necessary documents when the form and substance of those documents has been approved by the City Attorney, or her designee; and that the Mayor be authorized to approve and sign any budget transfers needed to establish appropriations in connection with this grant.

The grant amount shall not exceed \$16,863,358, and will be matched by \$2,862,012 in Airport funds.

The grant will be utilized for the following projects:

- **Airfield Lighting and Controls** – This project will provide for the reconstruction of the Airport's airfield lighting system, as well as the construction of a new airfield lighting vault and control system.
- **Runway 4-22, Taxilane G and Taxiway H Pavement Rehabilitation** – This project will provide for the milling and replacing of the keel section of Runway 4-22, Taxilane G and a portion of Taxiway H with hot-mixed asphaltic concrete.

**(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

- 6D.** That the El Paso Museum of Art be authorized to serve alcohol at One Arts Festival Plaza at the Museum foundation fundraiser preview dinner for "Texas Flags" exhibition on the evening of September 10, 2004.  
[El Paso Museum of Art, Chris Grijalva-Garcia, (915) 532-1707]
- 6E.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **RICHARD DEL HIERRO**, to assist the El Paso Water Utilities as a Programmer Analyst at a biweekly rate of \$1,756.60 for 40 hours per week. The term of the contract shall be for the period of August 13, 2004 through August 12, 2005. [El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]

- 6F.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ROBERT GUILLEN**, to assist the El Paso Water Utilities as a Web Site Developer at a biweekly rate of \$1,599.00 for 40 hours per week. The term of the contract shall be for the period of August 1, 2004 through July 31, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6G.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **YADIRA SAENZ DEL CAMPO**, to assist the El Paso Water Utilities as a Programmer Analyst at a biweekly rate of \$1,599.08, for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005. [El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6H.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **YASMIN M. LOPEZ**, to assist the El Paso Water Utilities as a Programmer Analyst, at a biweekly rate of \$1,838.68, for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6I.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **RICHARD E. DYER**, to assist the El Paso Water Utilities as a Geographic Information Systems Specialist at a biweekly rate of \$1,436.97 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005. [El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6J.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ARMANDO R. RENTERIA**, to assist the El Paso Water Utilities as an Information Services Manager at a biweekly rate of \$3,100.85 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005. [El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6K.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ALFREDO SOLANO**, to assist the El Paso Water Utilities as a Database Administrator at a biweekly rate of \$2,152.52 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6L.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **THOMAS F. BROWN**, to assist the El Paso Water Utilities as a PC/LAN Specialist I at a biweekly rate of \$1,402.94 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6M.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **DAVID P. WOLKING**, to assist the El Paso Water Utilities as an Applications Support Administrator at a biweekly rate of \$2,101.33 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005. [El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]

- 6N.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **EDGARDO CHACON**, to assist the El Paso Water Utilities as a Network Administrator at a biweekly rate of \$2,277.17 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6O.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JOSE A. GRANILLO**, to assist the El Paso Water Utilities as a Geographic Information Systems Administrator at a biweekly rate of \$2,136.38 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6P.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JOSE E. ESQUIVEL**, to assist the El Paso Water Utilities as a Programmer Analyst at a biweekly rate of \$1,760.62 for 40 hours per week. The term of the contract shall be for the period of July 20, 2004 through July 19, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 6Q.** That the Mayor be authorized to sign a Third Amendment to the Facility Management and Tourism Agreement by and between the City of El Paso and SMG, a Pennsylvania general partnership, to manage the Plaza Theatre in accordance with this agreement.  
[Financial and Administrative Services, William Chapman, (915) 541-4011]
- 6R.** That the Mayor be authorized to accept, on behalf of the City, a donation from Desert Eagle Distributing Company, in the amount of \$1,000.00, to be utilized for marketing/advertising promotion in connection with the Mission Trail Harvest Market, and that the Mayor and appropriate City staff be authorized to execute any documents to appropriate the donated funds.  
[Mayor's Office, Laura Uribarri, (915) 541-4145]
- 6S.** That the Mayor be authorized to sign the "Park Partner" Agreement with the following individual for maintenance and other services on City property as described in the Agreement:
- |  |              |
|--|--------------|
| Frank Dimas<br>(Neighborhood Park Watch) | Sunrise Park |
|--|--------------|
- and that the Mayor be further authorized to sign additional documents and take additional action necessary to fulfill the purpose of this contract. **(District 2)**  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 6T.** That the Mayor be authorized to sign the Consulting Contract with CEHP, Inc., providing for an investigation and audit of the City's Parks and Recreation Department, with a special emphasis on Land Management and Recreation Services. Costs of the services shall not exceed \$25,000.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

- 6U.** That the Mayor be authorized to sign an Agreement for Architectural Services by and between the **CITY OF EL PASO** and **PARKHILL, SMITH & COOPER, INC.**, for a project known as “**Westside Regional Park and Recreation Center**”, in an amount not to exceed SEVEN HUNDRED SEVENTY-SEVEN THOUSAND TWO HUNDRED TWENTY-TWO and 00/100 DOLLARS (\$777,222.00) for completion of design and construction-related services. This is a 2000 Quality of Life Bond Project. **(District 1)** [Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]
- 6V.** That the El Paso City Council hereby approves the submission and nomination of the Neighborhood Recognition Ordinance adopted on December 16, 2003, for a 2004 Texas APA (American Planning Nomination) Award under the category of “Current Planning Award” and
- That the El Paso City Council hereby authorizes George G. Sarmiento, Director of the department of Planning, Research, & Development, to sign the completed award nomination forms and all other related documents for submission of the Neighborhood Association Recognition Ordinance to the Texas APA prior to the July 23, 2004 deadline.  
[Planning, Research & Development, George Sarmiento, (915) 541-4193]
- 6W.** That the Mayor be authorized to sign all necessary documents and accept a Grant Award for an Automobile Theft Prevention Grant (Grant Number SA-T01-10050-05) from the Texas Automobile Theft Prevention Authority (ATPA), in the amount of \$746,000 for the purpose of continuing the efforts of the Department in reducing auto theft in the El Paso County. An in-kind match in the amount of \$1,523,713.42 is required. [Police Department, Assistant Chief Paul Cross, (915) 564-7310]
- 6X.** That the Interim Chief of Police be authorized to submit an on-line grant application from the El Paso Police Department and the Mayor be authorized to sign any related paperwork, including all understandings and assurances contained therein, and apply for, accept, reject, alter or terminate the grant, to the U.S. Department of Justice, Bureau of Justice Assistance, and to the Office of the Governor as necessary for a Local Law Enforcement Block Grants Program (LLEBG) grant in the amount of \$163,591 for the purpose of underwriting projects to reduce crime and improve public safety in the areas indicated under program purpose areas. Matching funds are required in the amount of \$18,177 (confiscated funds account number 21150060-16371-500231). In the event of loss or misuse of Local Law Enforcement Block Grant funds, the City of El Paso assures that the funds will be returned to the Office of the Governor, Criminal Justice Division, or other appropriate agency in full.  
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]
- 6Y.** That the City of El Paso hereby adopts to use any of the following methods that provides the best value to the City when entering into the a contract for the construction of a facility:
- 1) competitive sealed proposal,
  - 2) design build, or
  - 3) job order contract for the minor construction, repair, rehabilitation or alteration of a facility if the work is of a recurring nature but the delivery times are indefinite and indefinite quantities and orders are awarded substantially on the basis of predescribed and prepriced tasks.

That the City Council of the City of El Paso hereby designates the Director of Purchasing to determine, before advertising, which one of the above methods provides the best value to the City.

That City Council hereby directs staff to amend Title 2 (Administration and Personnel) to establish selection procedures for design build firms.

[Purchasing Department, Byron Johnson, (915) 541-4308]

**6Z.** That the criteria, and the relative weights, that will be published and used to evaluate which offerror provides the best value to the City when entering into a contract for the construction of a facility is:

- the purchase price - which allows for a maximum of 65 points;
- the offerror's past relationship with the City - maximum of 10 points;
- the offerror's experience and qualifications - maximum 10 points;
- the health insurance benefits the offerror provides to its employees where 60% or more of the cost must shall paid by the offerror/employer - maximum 5 points;
- the prime contractor has a local project manager – maximum 5 points; and
- local subcontractors shall work a total of 75% or more of the cumulative total of all subcontracting work – maximum 5 points.

\* Local is defined as the ability to respond on site to a project emergency within a thirty-minute time frame

\* Project Manager is defined as the employee in charge of the project and that has the authority to take action on the project.

[Purchasing Department, Byron Johnson, (915) 541-4308]

**6AA.** That the Mayor be authorized to sign an appraisal services agreement, pursuant to requirements set forth in 19.44 of the City of El Paso Municipal Code, with Ralph Sellers & Associates, for the appraisal of a .1107 acre portion of Pizarro Road, as more fully described in such appraisal services agreement as made part of City street vacation application SV04003 in the amount of \$1,800.00. Funding from General Operating Fund – Appraisal Services (01101-99010273-502101).

**(District 8)** [Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

**7.** Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 2)**

Subdivision: Butterfield Trail Aviation Park, Unit Two  
 Owner/Developer: City of El Paso  
 Consultant: Huitt-Zollars Inc.

Street Improvements:

Global Reach Drive (120 ft. R.O.W.) - from the north subdivision boundary line to the south subdivision boundary line

Drainage Improvements:

Storm Drainage System - 27-4 Grate Drop Inlet Type I; 5-4 Grate Drop Inlet Type III; 80 ft. of 24" R.C.P.; 100 ft. of 30" R.C.P.; 101 ft. of 36" R.C.P.; 1940 ft. of 42" R.C.P.; 2102 ft. of 48" R.C.P.; 2169 ft. of 54" R.C.P.; 975 ft. of 60" R.C.P.; 1457 ft. of 66" R.C.P.; and 24-Cast-In-Place Type "M" Manhole

Global Reach Drive – 3 - Culvert Crossing with Concrete Headwall and Rock Rip-Rap; 760 ft. 18" R.C.P.; and 740 ft. of 24" R.C.P.

[Engineering Department, Javier Reyes, (915) 541-4630]

8. Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Industrial Engineer Associate I (1)

[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

## 9. BOARD RE-APPOINTMENT:

Rene Daniel Pena to the City Employees' Pension Fund Board of Trustees by Mayor Joe Wardy. [Mayor's Office, Laura Uribarri, (915) 541-4145]

10. Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]

**10A.** PID #C340-999-1490-0400, \$309.27 per month installments on a balance of \$5,566.86 for 2003 taxes; Joel T. & Devon Y. Culbert - 6132 La Posta. **(District 1)**

**10B.** PID #G431-999-0050-4300, \$341.73 per month installments on a balance of \$2,050.38 for 2003 taxes; Sandra A. Hutchins, Billy L. & Mary M. Hutchins – 4733 Fairbanks. **(District 4)**

**10C.** PID #M028-999-0820-5600, \$232.01 per month installments on a balance of \$2,088.09 for 1998, 1999, 2000, 2001 & 2002 taxes; Manuel V. Martinez – E. San Antonio. **(District 8)**

**10D.** PID #T109-999-0210-6400, \$174.53 per month installments on a balance of \$3,141.54 for 1999 & 2001 taxes; Victor & Irma I. Valdez – 6216 Cibolo Ct. **(District 3)**

**10E.** PID #A491-999-0010-6700, \$315.16 per month installments on a balance of \$3,781.92 for 2003 taxes; Rodney Torrez – 96 Northwind Dr. **(District 1)**

**10F.** PID #C340-999-0260-0500, \$410.37 per month installments on a balance of \$4,924.44 for 2003 taxes; Thomas A. Herbert – 6209 Los Altos. **(District 1)**

**10G.** PID #C340-999-1280-1700, \$214.44 per month installments on a balance of \$3,002.16 for 2003 taxes – Rosario & Manuel Maynez - 745 Villa Flores Dr. **(District 1)**

**10H.** PID #E054-999-0010-0300, \$246.73 per month installments on a balance of \$2,960.76 for 2003 taxes; Ernest Eric Peña – 3017 –3023 E. Glen Dr. **(District 5)**

**10I.** PID #E378-999-002A-1300, \$537.03 per month installments on a balance of \$6,444.36 for 2003 taxes; Ernest R. Martinez – 6455 Hiller. **(District 3)**

**10J.** PID #M771-999-0290-0100, \$232.44 per month installments on a balance of \$2,789.28 for 2003 taxes; Josefina H. Avila – 1815 Wendy Reed. **(District 6)**

**10K.** PID #'s M794-999-0390-2100, 2001-999-4355-0034, M794-999-0390-2100, V088-999-0030-4500 & V088-999-0030-3300, \$541.88 per month installments on a balance of \$9,753.84 for 2003 taxes; Antonio & Enriquet Godinez – 4025 Van Buren. **(District 2)**

- 10L.** PID #'s M985-999-0030-8100, M985-999-0030-6500, V088-999-0030-4100 & V088-999-0030-3700, \$964.79 per month installments on a balance of \$17,366.22 for 2003 taxes; John Godinez – 1661 Rim. **(District 1)**
- 10M.** PID #S533-000-0070-1750 & S533-000-0070-14B0, \$488.85 per month installments on a balance of \$5,866.20 for 2003 taxes; Ramon Sanchez, Jr., – 9967 Alameda Ave Rear. **(District 6)**
- 10N.** PID #A765-999-002M-0923, \$1,306.30 per month installments on a balance of \$15,675.60 for 2002 & 2003 taxes; Gloria Rajme – 6210 Montana. **(District 3)**
- 10O.** PID #P481-999-0210-4700, \$289.83 per month installments on a balance of 2,028.81 for 2003 taxes; Saul & Corinna Martinez – 2701 Fierro. **(District 5)**
- 11. APPLICATION FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]
- Land America Tax and Flood Services in the amount of \$5,367.20, overpayment of 2002 taxes. (PID #M344-999-0160-3500)
- 12. DISCRETIONARY FUNDS:**
- 12A.** Request to disburse \$500.00 from the District 1 Discretionary Funds for the Keep El Paso Beautiful Community Tool Sheds program. **(District 1)**  
[Representative Susan Austin, (915) 541-4886]
- 12B.** Request authorization to allocate \$2,350.00 from District #3 Discretionary Funds to provide a speed hump on Franklin and Dale Road.  
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 12C.** Authorization for use of District 5 discretionary funds in the amount of \$4,549.54 for installation of two (2) speed humps to be located between 11555 & 11559 Pratt, and between 11637 & 11641 Pratt. **(District 5)**  
[Representative Daniel S. Power, (915) 541-4189]
- 13. REQUEST FOR PROPOSAL:**
- This competitive sealed bid proposal is being awarded to the responsible offeror whose proposal is determined to be the most advantageous to the City, considering the relative importance of price and the other evaluation factors included in the request for proposal.
- |                      |           |   |
|----------------------|-----------|---|
| Bid No.:             | 2004-187R | Wireless Local Area Network Service Concessionaire                          |
| Award to:            |           | Opti-Fi Networks  |
|                      |           | Annapolis, MD   |
| Item (s):            |           | All (Option #2)   |
| Amount:              |           | \$3,600.00 (Minimum Annual Guarantee<br>for the first year of the contract) |
| Department:          |           | Department of Aviation  |
| Funds available:     |           | Revenue Contract  |
| Funding source:      |           | Revenue Contract  |
| Total award:         |           | \$3,600.00 (Minimum Annual Guarantee<br>for the first year of the contract) |
| <b>District (s):</b> | <b>3</b>  |   |



The Review Committee for the Wireless Local Area Network Service Concessionaire's RFP for the Department of Aviation recommends award as indicated. Opti-Fi Networks submitted the highest ranked proposal to meet the needs of the City, therefore this agenda item is that City Council award RFP 2004-187R as indicated to the highest ranked proposal.

Wireless High Fidelity (Wi-Fi) is an advanced data communications technology utilizing a wireless systems infrastructure to deliver very fast, high quality and convenient access to the Internet. Wi-Fi can enable secured private access through the Internet for the traveling public to access their respective services. Areas for which services would be provided include passenger waiting and holding areas, and within the Airport's restaurants and bar areas.

This is a concession, revenue-generating contract for five (5) years at the El Paso International Airport. The Minimum Annual Guarantee is the greater of 18% of gross revenues, or the Minimum Annual Guarantee reflecting a graduated scale ranging from \$3,600 for the first year to \$18,000 cumulative through the fifth year.

Vendor offers the City the option of extending the term of the contract for twenty-four (24) additional months at the same unit prices, if the option is exercised within two (2) years from the date of award of the contract. The Contract will officially begin at 12:01 A.M., July 21, 2004. [Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

#### 14. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

<b>14A. Bid No.:</b>	2004-164	Municipal Separate Storm Sewer System for Water Quality Phase II
<b>Contractor:</b>		Gemco Construction, Inc. El Paso, Texas
<b>Department:</b>		Street Department
<b>Funds Available:</b>		31130007-PPW0036001-26227-508027
<b>Funding Source:</b>		Flood Control General Obligation Bonds 2000A Issue
<b>Items:</b>		Base Bid \$263,926.00
		Alternate I \$ 19,936.00
<b>Total Award:</b>		\$283,862.00
<b>District (s):</b>		<b>6, 7, 2, 3, 8</b>

The Departments of Purchasing, Engineering and Streets, recommend the award of this contract to Gemco Construction, Inc. the low responsible, responsive bidder. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Barbara Crumley, (915) 541-4315]

**14B.** Bid No: 2004-186 Jet Bridge, Parts & Service  
Award to: Thyssenkrupp Airport Systems, Inc.  
Ft. Worth, TX  
Item (s): 1 and 2A  
Amount: \$106,000.00 (Estimated)  
Department: Department of Aviation  
Funds available: 62620003-503121-40101  
Funding source: Airport Operating Fund  
Total award: \$106,000.00 (Estimated)  
**District (s): 3**

The Department of Aviation and the Purchasing Department recommend award as indicated to the sole responsive offer that was received.

This is a twenty-four (24) month requirements-type Contract for the El Paso International Airport.

Vendor offers the City the option of extending the term of the contract for twelve (12) additional months at the same unit prices, if the option is exercised within one (1) year from the date of award of the contract.

Vendor does not offer a prompt payment discount.

The Contract will officially begin at 12:01 AM, July 21, 2004.  
[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]

**14C.** Bid No.: 2004-188 5,000 Gallon Water Tanker  
Award to: Wagner Equipment Company  
El Paso, TX  
Item (s): Item 1 – 5,000 Gallon Water Tanker \$231,877.00  
Item T-1 Trade-In - \$40,000.00  
Amount: \$191,877.00  
Department: Solid Waste Management  
Funds available: 508029-40415-34340200 (\$191,877.00)  
Funding source: FY2004 Solid Waste Management Revenue Bonds  
Total award: \$191,877.00  
**District (s): All**

The Fleet Services, Solid Waste Management Department, and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to purchase a 5,000 Gallon Water Tanker. There is an option to purchase up to one hundred percent (100%) of the original contract quantity, at the same unit price, if the option is exercised within one hundred eighty (180) days from the date of award of the contract. No prompt payment discount is offered.

It is requested that the Mayor and Staff be authorized to execute budget transfers for this purchase, as necessary.  
[Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

**14D.** Bid No.: 2004-189 Track-Type Tractor (Dozer)  
Award to: Road Machinery Company  
El Paso, TX  
Item (s): Alternate Bid 2

Item 2 - Track-Type Tractor (Dozer)	\$ 349,872.00
Options O2	\$ 27,173.00
Item 2A - 5 Year Repair Expenses	<u>+121,575.00</u> (Not to Exceed)
	\$498,620.00
Item 3A - Guaranteed Repurchase Price	<u>-121,600.00</u>
	\$377,020.00

Department: Solid Waste Management  
Funds available: 508029-40415-34340200 (\$377,045.00)  
502300-40403-34010296 (\$121,575.00)  
Funding source: FY2004 Solid Waste Management Revenue Bonds  
FY2004-FY2008 Solid Waste Management  
Operating Funds  
Total award: \$498,620.00  
**District (s): All**

The Fleet Services, Solid Waste Management Department and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to purchase a Track-Type Tractor (Dozer). There are options to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the options are exercised within one hundred eighty (180) days from the date of award of the contract. No prompt payment discount is offered.

It is requested that the Mayor and Staff be authorized to execute budget transfers for this purchase, as necessary.

[Purchasing Department, Alfonso Guerrero, Jr., (915) 541-4654]

**14E.** Bid No.: 2004-207 Vehicle Washing  
Award to: Vintage Car Wash  
El Paso, Texas  
Item (s): #1, #2, #3 & #4 (all)  
Amount: \$25,000.00 (estimated annually)

Department: Fleet Services  
Funds available: 37370510-503125-45202  
Funding source: Fleet Service Internal Service Fund  
Total award: \$75,000.00 (estimated)  
**District (s): All**

The Fleet Service and Purchasing Departments recommend award as indicated to the sole responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**15. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]

**15A. BT2004-940 PARKS AND RECREATION**

This budget transfer requests the transfer of an existing appropriation to fund increased expense for portable restrooms.

Increase	\$15,000	to	51010216/01101/502411	LeaseNOC
Decrease	\$15,000	from	51010262/01101/502212	Security

**15B. BT2004-951 LIBRARY**

Increase TSLA Grant #470-04005 due to additional funding that was awarded.

Increase	\$38,587	to	53150006/G53040307015/406001	StGrntProc
Increase	\$ 87	to	53150006/G53040307015/502301	MtrPoolUse
Increase	\$ 100	to	53150006/G53040307015/503100	Office Sup
Increase	\$ 75	to	53150006/G53040307015/504003	Postage
Increase	\$ 25	to	53150006/G53040307015/504004	Shipping
Increase	\$ 200	to	53150006/G53040307015/504201	Travel Exp
Increase	\$39,400	to	53150006/G53040307015/508039	LibBk-Hrdbk
Increase	\$ 300	to	53150006/G53040307015/508041	LibMtlPer/Sub
Decrease	\$ 1,500	from	53150006/G53040307015/502215	Otsd Cont
Decrease	\$ 100	from	53150006/G53040307015/504203	Mileage Allow

**15C. BT2004-956 HEALTH**

Additional State funding for State Lab renovations. This project will design the upgrade of the facility for public health threats and emergencies.

Increase	\$34,600	to	41150023/G41042506086/406001	StGrntProc
Increase	\$ 3,500	to	41150023/G41042506086/501011	Salary
Increase	\$ 426	to	41150023/G41042506086/501108	POS City Cont
Increase	\$ 140	to	41150023/G41042506086/501114	Life Ins
Increase	\$ 200	to	41150023/G41042506086/501124	City Pension
Increase	\$ 160	to	41150023/G41042506086/501129	FICA City
Increase	\$ 54	to	41150023/G41042506086/501130	FICA Med Cty
Increase	\$18,000	to	41150023/G41042506086/502215	Otsd Cont
Increase	\$ 613	to	41150023/G41042506086/502302	Print Shop
Increase	\$ 5,120	to	41150023/G41042506086/503100	Office Sup
Increase	\$ 2,000	to	41150023/G41042506086/504201	Travel
Increase	\$ 1,000	to	41150023/G41042506086/508012	Sci/Med Eqp
Increase	\$ 3,387	to	41150023/G41042506086/508010	MajCompEq

**15D. BT2004-984 HEALTH**

Building and Planning Services, on behalf of the City-County Health Dept., proposes to appropriate \$272,080 from a Dept. of Health and Human Services Health Resources and Services Administration grant to fund construction of the Medical Examiners Facility project. This is the initial appropriation of these grant funds. **(District 1)**

Increase	\$272,080	to	41150015/PPWHE0400205533/406001	St Grant Proc
Increase	\$ 4,200	to	41150015/PPWHE0400205533/508022	Administration
Increase	\$267,880	to	41150015/PPWHE0400205533/508027	Construction

**15E. BT2004-985 HEALTH**

Building and Planning Services, on behalf of the City-County Health Dept., proposes to appropriate \$200,000 from a State Public Health Prep FY04 grant to the Medical Examiners Facility project to fund construction. **(District 1)**

Increase	\$200,000	to	41150023/PPWHE0400206086/406001	St Grant Proc
Increase	\$200,000	to	41150023/PPWHE0400206086/508027	Construction

**16. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**16A.** Abundant Living Faith Center to use amplification (mixer-600 watts, 3 microphones, & 2 speakers) at the Boys Club Park - 811 S. Florence St. on July 23, 2004 from 6:00 p.m. to 9:00 p.m. Approximately 6 persons will take part and 2,000 spectators are anticipated. PERMIT NO. 04-065 **(District 8)** [Elena Delman]

**16B.** Sammy Gabriel to block off Cedar Oak Drive between Casa View Drive and Cedar Crest Drive on August 3, 2004 from 6:00 p.m. to 9:00 p.m. for a neighborhood watch party. Approximately 60 persons and 10 animals will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices." PERMIT NO. 04-066 **(District 6)** [Sammy Gabriel]

**REGULAR AGENDA****17. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

**17A.** An Ordinance vacating a portion of Pizarro Road adjacent to Lot 9, Block 59 and Lot 13, Block 71, Coronado Hills Subdivision Unit 6, City of El Paso, El Paso County, Texas. **(District 8)** [Planning, Research & Development, Rudy Valdez, 541-4635]

**17B.** An Ordinance vacating a ten-foot (10') Utility Easement located within a portion of Lots 13A and 13B, Country Club Place Subdivision, City of El Paso, El Paso County, Texas. **(District 8)** [Planning, Research & Development, Rudy Valdez, 541-4635]

- 17C.** An Ordinance vacating a thirty-foot (30') wide utility easement located within a portion of Lot 2, Block 2, Park West Unit One, Replat "B" and a portion of Lot 4, Block 2, Park West Unit One Replat "C", City of El Paso, El Paso County, Texas. **(District 8)** [Planning, Research & Development, Rudy Valdez, 541-4635]

**PUBLIC HEARING WILL BE HELD ON AUGUST 3, 2004 FOR ITEMS 17A – 17C**

- 17D.** An Ordinance changing the zoning of Tract 17C157, Block 79, Section 8, Township 2, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas (Joe Battle Boulevard North of Lorenzo Ruiz Avenue) from R-3 (Residential) to C-3 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant / Representative: Ramon Salais; 12216 Myrna Deckert Drive, El Paso, TX 79936. ZON04-00074 **(District 6)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 17E.** An Ordinance changing the zoning of Parcel 1: A portion of Tract 44C, O. A. Danielson Survey No. 310, El Paso, El Paso County, Texas from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions; and Parcel 2: A portion of Tract 44C, O. A. Danielson Survey No. 310, El Paso, El Paso County, Texas from R-3 (Residential) to C-2 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Alameda Theatre, Inc. and Delmo and Martha Pearce Family Partnership, Ltd. / Representative: Roe Engineering, L.C.; 601 N. Cotten Avenue, Suite 6, El Paso, TX 79902 ZON04-00077 **(District 6)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**PUBLIC HEARING WILL BE HELD ON AUGUST 10, 2004 FOR ITEMS 17D – 17E**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**18. DISCUSSION AND ACTION – MAYOR AND COUNCIL:**

- 18A.** Discussion and action concerning the justification, if any, including but not limited to traffic studies, requestor/s of traffic control signage, etc., for the placement of multiple stop signs at the intersections/s of Mayfield Terrace, Memphis Street, Kentucky Street, and Red Canyon, in a low traffic density residential neighborhood, and additionally discussion and action on the same issues with respect to the placement of speed signage in the same respective area/s.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]
- 18B.** Resolution that the El Paso Central Appraisal District Board of Directors is urged to decide to televise their meetings and implement the means to allow for the televising of those meetings for the benefit of citizens of El Paso.  
[Representative Daniel S. Power, (915) 541-4189]

- 18C.** Discussion and action on disbursing discretionary funds in the amount of \$500.00 from each district as agreed upon by City Representatives for funding of Keep El Paso Beautiful Community Tool Sheds program.

[Representative Daniel S. Power, (915) 541-4189 and Katherine Palafox, (915) 546-6742]

- 18D.** Discussion and Action on the Resolution that City Council respectfully request the Department of Human Services to study the negative impacts upon local economies and taxpayers and cancel the closing of more than 200 local offices.

[Representative Vivian Rojas, (915) 541-4108]

- 18E.** Discussion on Adult Protective Services Program and how the El Paso City Council can assist and enhance services with State Officials and local agencies.

[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123] and [Representative Vivian Rojas, (915) 541-4108]

**19. DISCUSSION AND ACTION – OFFICE OF MANAGEMENT AND BUDGET:**

Discussion and action on committee report and recommendations regarding the Non-Uniformed City Employee Pension Fund.

[Office of Management and Budget, David Almonte, (915) 541-4011]

**20. DISCUSSION AND ACTION – PERSPECTIVA + 3 D/I (P+3):**

- 20A.** BOAC recommendation to Council to combine the budget for the following seven Park projects into one overall budget and bid Park Projects as one bid package:

This is a 2000 Quality of Life Bond Project. **(District 2, 4, 5, and 7)**

[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

No.	Name of Project		Dist	Budget
1	Colonia Verde		4	\$ 118,000
2	Dick Shinaut		5	\$ 400,000
3	Franklin		4	\$ 197,000
4	J.P. Shawver		7	\$ 697,000
5	Milagro		4	\$ 147,000
6	Pico Norte		5	\$ 265,000
7	Skyline Youth		2	\$ 233,000
			Total	\$2,057,000

- 20B.** BOAC recommendation to Council to combine the budget for the following four Park projects into one overall budget and bid Park Projects as one bid package:

[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449] **(Districts 3, 5, 7, and 8)**

	Project	Dist.	Project Budget
1	Pebble Hills	5	\$ 322,000
2	Thomas Manor	7	\$ 485,000
3	Washington	3	\$ 197,500
4	Judge Galatzan	8	\$ 800,000
Total			\$1,804,500

**21. DISCUSSION AND ACTION – PURCHASING:**

- 21A.** The Director of Purchasing requests that Mayor and Council terminate Contract No. 2003-108 with Lafarge Road Markings, Ennis, Texas, for Traffic Paint for convenience pursuant to Clause No. 18A of the Contract, an item titled Termination for Convenience, whereby the City reserved the right to terminate the Contract for convenience.

The user Department was notified and a new solicitation will be issued.

Department: Street Maintenance  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 21B.** Request rejection of Bid No. 2004-162, Auto Parts Price List-Hardware & Fasteners as recommended by Purchasing and the Fleet Service Department.

This requirement will be reviewed by the user department, a new solicitation will be issued at a later time.

Department: Fleet Service  
Funds available: 37370510-503121-45202  
Funding source: Fleet Service Internal Service Fund  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

- 21C.** Request rejection of Bid No. 2004-190, Perkins Proprietary Parts & Service as recommended by Purchasing and the Fleet Service Department.

This requirement will be reviewed by the user department, a new solicitation will be issued at a later time.

Department: Fleet Service  
Funds available: 37370510-503121-45202  
Funding source: Fleet Service Internal Service Fund  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**21D. BID:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Bid No.:	2004-196	Tires & Roadside Service
Award to:	Vendor 1	Redburn Tire Co.
		Sunland Park, NM
Item (s):	Part I (new tires)	Group A, #1 & #2, Group B, #1 & #2, Group C, #1 & #2
Amount:		\$160,000.00 (estimated annually)



Award to: Vendor 2 R.B. Wicker Tire & Rubber Co.  
El Paso, Texas  
Item (s): Part II (recap/retread tires) All items  
Amount: \$300,000.00 (estimated annually)

Department: Fleet Service  
Funds available: 37370510-503121-45202  
Funding source: Fleet Service Internal Service Fund  
Total award: \$1,380,000.00  
**District (s): All**

The Fleet Service and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor #1 & #2 offer the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two Years from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

## **22. PUBLIC HEARINGS – BUILDING PERMITS AND INSPECTIONS:**

**22A.** Public hearing to determine if the property located at 11661 Norman Montion Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 25<sup>th</sup>, 2004. The owner of record as of March 23<sup>rd</sup>, 2004, Ida M. Poole, 11661 Norman Montion Drive, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$9,612.60. **(District 5)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

**22B.** Public hearing to determine if the property located at 8313 Hester Road, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated May 2004. The owner of this property, Adolfo I. Castillo, C/O J. Eduardo Cadena, 1017 Montana Avenue, El Paso, Texas 79902, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 7)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

**22C.** An Ordinance granting a Special Privilege to Marina Monsisvais to temporarily close a portion of Ochoa Street between First Avenue and Paisano Drive for a "Red Ball" celebration street festival on Saturday, July 24, 2004 and Sunday, July 25, 2004. (Consideration \$137.50, SP-04013) **(District 8)**  
[Building Permits & Inspections, Raymond Bonilla, (915) 541-4767]

## **23. PUBLIC HEARING – ENGINEERING DEPARTMENT, TRAFFIC DIVISION:**

An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.030 (Schedule III-Parking Prohibited At All Times On Certain Streets) to add a new location on Heisig Avenue between Main Street and Prospect Street, North side only. The penalty being as provided in Section 12.84.010 of The El Paso Municipal Code. **(District 8)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

**24. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:**

**24A.** An Ordinance changing the zoning of a portion of West Hills Unit 23, El Paso, El Paso County, Texas from R-3 (Residential) to R-3A (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Sierra Hills Joint Venture, Mountain Vista Builders, Inc. and Direct Home Sales, Inc. / Representative: Conde, Inc.; 1790 Lee Treviño Drive, Suite 400, El Paso, TX 79936. ZON04-00086 **(District 1)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**24B.** An Ordinance amending Title 2 (Administration and Personnel) to amend Chapter 100 (Also known as ordinance number 15404) which created the City of El Paso Water Conservation Advisory Board by Amending 2.100.070 (Duties). **(All Districts)**  
[Planning, Research & Development Department, Rosemary Staley, (915) 541-4718]

**25.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE FOLLOWING ADDRESS: <http://www.elpasotexas.gov>**